

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED
JAN 06 2009
JOHN F. CORCORAN, CLERK
BY: *[Signature]*
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Defendant.

Senior United States District Judge

ADJUDGED AND ORDERED

that Respondent United States' Motion to Dismiss (Docket No. 13) is **GRANTED** and Petitioner Stacy Shifflett's Motion to Vacate, Set Aside or Correct Sentence Pursuant to 28 U.S.C. § 2255 (Docket No. 1) shall be and hereby is **DISMISSED**. The Clerk of Court is directed to strike the case from the active docket of the court and to send a copy of this Final Order and accompanying Memorandum Opinion to counsel of record for the Petitioner and Respondent.

ENTER: This 6th day of January, 2009.


Hon. James C. Turk
Senior United States District Judge